

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

CLEOPATRA DE LEON, NICOLE	§	
DIMETMAN, VICTOR HOLMES, and	§	
MARK PHARISS,	§	
Plaintiffs,	§	
v.	§	CIVIL ACTION NO. 5:13-CV-982-OLG
	§	
RICK PERRY, in his official capacity as	§	
Governor of the State of Texas, GREG	§	
ABBOTT, in his official capacity as Texas	§	
Attorney General, GERARD RICKHOFF,	§	
in his official capacity as Bexar County	§	
Clerk, and DAVID LAKEY, in his official	§	
capacity as Commissioner of the Texas	§	
Department of State Health Services,	§	
Defendants.	§	

STATE DEFENDANTS' AMENDED NOTICE OF APPEAL

Notice is hereby given that Defendants Greg Abbott¹, in his official capacity as Governor of the State of Texas, Ken Paxton², in his official capacity as Texas Attorney General, and Kirk Cole³, in his official capacity as Interim Commissioner of the Texas Department of State Health Services (collectively, "State Defendants"), hereby appeal to the United States Court of Appeals for the Fifth Circuit from the Court's Order of November 30, 2015 [ECF No. 135] granting in part Plaintiffs' Motion for Attorneys' Fees and Costs.

Dated: December 29, 2015

¹ Greg Abbott replaced Rick Perry as Governor of Texas in January 2015.

² Ken Paxton replaced Greg Abbott as Texas Attorney General in January 2015.

³ Kirk Cole continues to serve as the Interim Commissioner until January 1, 2016, when John Hellerstedt, M.D. becomes Commissioner of the Texas Department of State Health Services.

Respectfully submitted,

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Attorney General of Texas

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First Assistant Attorney General

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Division Chief - General Litigation

/s/ Summer R. Lee _____

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***ATTORNEYS FOR STATE
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was filed electronically with the Court and delivered by CM/ECF on December 29, 2015, to counsel for Plaintiffs and Defendant Rickhoff.

/s/ Summer R. Lee
SUMMER R. LEE
Assistant Attorney General